

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

U.S. DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK  
2005 MAR 15 AM 11:43

PATRICK M. LONG AND JENNIFER LONG

JOHN RYAN AND KIM A. RYAN,

Plaintiffs,

vs.

**STIPULATION OF  
DISMISSAL**

**Civil No. 03 CV 0454**

K-DAC EXPEDITE, a/k/a K-DAC ENTERPRISES, INC  
POLLOCK NATIONALEASE a/k/a POLLOCK LEASING, INC.  
CARL J. COOPER,

Defendants.

**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned, the attorneys of record for all the parties in the above-captioned action, pursuant to Federal Rules of Civil Procedure §41(a)(ii), that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the litigation, the above entitled action be, and the same hereby is dismissed on the merits with prejudice, and without costs to any party as against the other. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: Buffalo, New York  
March 7, 2005

**DAMON & MOREY, LLP**

Jennifer L. Decker, Esq.  
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**CELLINO & BARNES**

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SO ORDERED:

  
Honorable Richard J. Arcara

-#881781-

March 15, 2005